

DISTRICT COURT, LAS ANIMAS COUNTY, COLORADO 200 East 1 st Street, Room 304 Trinidad, CO 81082 719-846-3316	
Plaintiff: XTO ENERGY, INC., a Delaware corporation, v. Defendant: PATRICK J. PFALTZGRAFF, in his official capacity as the Division Director of the Colorado Water Quality Control Division of the Colorado Department of Public Health and Environment.	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
Attorneys for Plaintiff: Ronda L. Sandquist, # 9944 Christopher O. Murray, #39340 Patrick B. Hall, #45317 BROWNSTEIN HYATT FARBER SCHRECK, LLP 410 Seventeenth Street, Suite 2200 Denver, Colorado 80202-4432 Telephone: 303.223.1100 E-mails: rsandquist@bhfs.com, cmurray@bhfs.com, phall@bhfs.com	Case Number: 2015cv030041 Div.:
<p style="text-align: center;">SUMMONS TO PATRICK J. PFALTZGRAFF</p>	

TO THE ABOVE NAMED DEFENDANT

Patrick J. Pfalzgraff, in his official capacity
4300 Cherry Creek Drive South
WQCD – B2
Denver, Colorado 80246

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court an Answer or other response to the attached Complaint. If service of the Summons and Complaint was made upon you within the State of Colorado, you are required to file your answer or other response within **21 days** after such service upon you. If service of the Summons and Complaint

was made upon you outside the State of Colorado, you are required to file your answer or other response within **35 days** after such service upon you. Your answer or counterclaim must be accompanied with the applicable filing fee.

If you fail to file your Answer or other response to the Complaint in writing within the applicable time period, the Court may enter judgment by default against you for the relief demanded in the Complaint without any further notice to you.

This Summons is issued pursuant to Rule 4, C.R.C.P., as amended. A copy of the Complaint must be served with this Summons. This form should not be used where service by publication is desired.

The following documents are also served with this Summons: Complaint, Exhibits and Civil Case Cover Sheet.

WARNING: A valid summons may be issued by a lawyer and it need not contain a court case number, the signature of a court officer, or a court seal. The plaintiff has 14 days from the date this summons was served on you to file the case with the court. You are responsible for contacting the court to find out whether the case has been filed and obtain the case number. If the plaintiff files the case within this time, then you must respond as explained in this summons. If the plaintiff files more than 14 days after the date the summons was served on you, the case may be dismissed upon motion and you may be entitled to seek attorney's fees from the plaintiff.

TO THE CLERK: If the summons is issued by the clerk of the court, the signature block for the clerk or deputy should be provided by stamp, or typewriter, in the space to the left of the attorney's name.

Dated this ____ day of April, 2015.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

/s/ Christopher O. Murray
Ronda L. Sandquist, #9944
Christopher O. Murray, #39340
Patrick B. Hall, #45317
410 Seventeenth Street, Suite 2200
Denver, CO 80202
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Attorneys for Plaintiff XTO Energy, Inc.